

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
Anton, et al.

Serial No. TBA

Filed TBA

For: COSMETIC COMPOSITIONS

Examiner: Wang, S.

Art Unit: 1617

X

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents  
Washington D.C. 20231  
Box Nonfee Amendment

Dear Sir:

Please amend the specification and add the following new claims prior to examination of the application.

**PLEASE MAKE THE FOLLOWING CHANGES:**

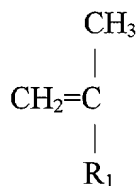
**IN THE SPECIFICATION:**

**On page 5, line 9:** after "vinyl monomers such as vinyl chloride, styrene," delete "silicon repeat units,"

**IN THE CLAIMS:**

**CANCEL ORIGINAL CLAIMS 1-20 AND ADD THE FOLLOWING NEW CLAIMS:**

**21.** A color cosmetic composition comprising an oil component and a particulate matter component, the improvement wherein the composition additionally contains an uncrosslinked synthetic polymer having a glass transition temperature of 76 to 120° C., consisting of polymerized ethylenically unsaturated monomers having the general formula:



wherein R<sub>1</sub> is COOM wherein M is a substituted or unsubstituted C<sub>1-30</sub> straight or branched chain alkyl where the substituents are halogen, hydroxy, or alkoxy; pyrrolidone; or a substituted or unsubstituted aromatic, cyclic, alicyclic, or bicyclic ring where the substituents are C<sub>1-30</sub> straight or branched alkyl.

**22.** The composition of claim 21 wherein R<sub>1</sub> is COOM.

**23.** The composition of claim 22 wherein M is a substituted or unsubstituted C<sub>1-5</sub> alkyl or an alicyclic ring.

**24.** The composition of claim 21 wherein the polymer is methyl methacrylate.

**25.** The composition of claim 21 wherein the polymer is isobornyl methacrylate.

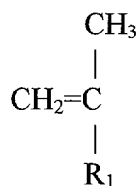
**26.** The composition of claim 21 wherein the polymer has a glass transition temperature of 85 to 115° C.

**27.** The composition of claim 21 wherein the polymer is soluble in a paraffinic hydrocarbon.

**28.** The composition of claim 27 wherein the paraffinic hydrocarbon is isododecane.

**29.** A lipstick composition comprising:

1-40% of an uncrosslinked synthetic polymer having a glass transition temperature of 76 to 120° C., consisting of polymerized ethylenically unsaturated monomers having the general formula:



wherein R<sub>1</sub> is COOM wherein M is a substituted or unsubstituted C<sub>1-30</sub> straight or branched chain alkyl where the substituents are halogen, hydroxy, or alkoxy; pyrrolidone; or a substituted or unsubstituted aromatic, cyclic, alicyclic, or bicyclic ring where the substituents are C<sub>1-30</sub> straight or branched alkyl.

10-40% of a volatile oil,

10-30% of a nonvolatile oil,

1-30% of a wax having a melting point of 30 to 120° C., and

10-40% particulate matter having a particle size of 0.5 to 100 microns.

**30.** The composition of claim 21 which is a lipstick.

**31.** The composition of claim 30 wherein the lipstick comprises, by weight of the total composition:

3-30% of the polymer,

10-40% of a volatile oil selected from the group consisting of cyclomethicone, a volatile paraffinic hydrocarbon, and mixtures thereof,

10-30% of a nonvolatile oil,

1-30% of a wax having a melting point of 30 to 120° C.; and

10-40% particulate matter having a particle size of 0.5 to 100 microns.

32. The composition of claim 31 where in the polymer R<sub>1</sub> is COOM.

33. The composition of claim 32 where in M is a substituted or unsubstituted C<sub>1-5</sub> alkyl or an alicyclic ring.

34. The composition of claim 33 wherein the polymer is selected from the group consisting of methyl methacrylate, isobornyl methacrylate, and mixtures thereof.

35. The composition of claim 31 wherein the volatile oil is selected from the group consisting of a volatile silicone, a volatile paraffinic hydrocarbon, and mixtures thereof.

36. The composition of claim 31 wherein the nonvolatile oil comprises one or more compounds selected from the group consisting of silicones, fatty alcohols, fatty esters and nonvolatile hydrocarbon oils.

37. The composition of claim 36 wherein the nonvolatile oil comprises dimethicone, a fluoro guerbet ester, or mixtures thereof.

38. The composition of claim 31 which is an anhydrous stick.

39. The composition of claim 1 which is an anhydrous stick.

40. The composition of claim 39 which is a lipstick.

#### REMARKS

The Examiner is respectfully requested to enter the foregoing amendments to the specification and claims prior to examination of the application on the merits.

Respectfully Submitted,



Julie Blackburn

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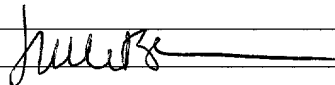
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20231 on: Jan 18 2001



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
Anton, et al.

Serial No. 08/918,130

Filed August 27, 1997

For: COSMETIC COMPOSITIONS

Examiner: Wang S.

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NOTIFICATION OF FILING CONTINUING, DIVISIONAL,  
OR CONTINUED PROSECUTION APPLICATION

Notification is hereby being made of the filing of a:

- ☒ Continuation
- ☐ Continuation -in-part
- ☐ Divisional
- ☐ Continued Prosecution

Application for this case

☒ concurrently herewith

on \_\_\_\_\_

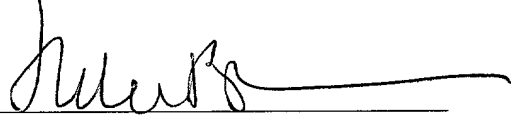
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20231 on: January 18 2001

John R.

Respectfully Submitted,



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